

The Board of Commissioners for the County of Cabarrus met in regular session through a remote virtual meeting as allowed by the Board's Remote Participation Policy, during the Covid-19 state of emergency in Concord, North Carolina at 6:30 p.m. on Monday, November 16, 2020.

Public access to the meeting could be obtained through the following means:

In presence in the Board of Commissioners Chambers
Live broadcast at 6:30 p.m. on Channel 22
<https://www.youtube.com/cabarruscounty>
<https://www.cabarruscounty.us/cabcotv>
(704) 920-2023, Pin 1234
E-mail: publiccomment@cabarruscounty.us

Present - Chairman: Stephen M. Morris
Vice Chairman: Diane R. Honeycutt
Commissioners: F. Blake Kiger
Lynn W. Shue

Absent - Commissioner: Elizabeth F. Poole

Also present were Mike Downs, County Manager; Richard M. Koch, County Attorney; Jonathan Marshall, Deputy County Manager; Rodney Harris, Deputy County Manager; and Lauren Linker, Clerk to the Board.

Chairman Morris called the meeting to order at 6:37 p.m.

Chairman Morris provided information on the meeting format and the process for the public to participate in informal public comments and the public hearings.

(A) APPROVAL OR CORRECTION OF MINUTES

UPON MOTION of Vice Chairman Honeycutt, seconded by Commissioner Shue and unanimously carried, the Board approved the minutes of September 21, 2020 (Regular Meeting), October 5, 2020 (Work Session), and October 19, 2020 (Regular Meeting) as presented by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole.

Chairman Morris announced Commissioner Poole was unable to attend tonight's meeting. He advised she did not seek re-election and this would have been her last meeting on the Board.

(B) APPROVAL OF THE AGENDA

Chairman Morris reviewed the following changes to the agenda.

Additions:

Recognitions and Presentations

C-2 Proclamation - Career Development 2020

C-3 Proclamation - World Polio Day

New Business

G-4 BOC - Resolution Amending the Board of Commissioners' 2020 Meeting Schedule

Closed Session

K-1 Closed Session - Pending Litigation and Personnel Matters

UPON MOTION of Commissioner Kiger, seconded by Commissioner Shue and unanimously carried, the Board approved the agenda as amended by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole.

(C) RECOGNITIONS AND PRESENTATIONS

(C-1) Human Resources - Recognition of Lieutenant David Allred on His Retirement from the Cabarrus County Sheriff's Office

Sheriff Van Shaw recognized Lieutenant David Allred on his retirement from the Cabarrus County Sheriff's Office. Sheriff Shaw reviewed a number of highlights of Lieutenant Allred's accomplishments during his 28-year tenure with the County.

On behalf of the Board of Commissioners, Sheriff Shaw presented Lieutenant Allred with a service award in appreciation for his service and dedication to the citizens of Cabarrus County.

Lieutenant Allred accepted the award and expressed appreciation. Lieutenant Allred was accompanied by his wife and daughter.

On behalf of the Board of Commissioners, Vice Chairman Honeycutt thanked Lieutenant Allred for his service to the citizens of the County.

(C-2) Proclamation - Career Development 2020

Chairman Morris read the proclamation aloud.

UPON MOTION of Commissioner Shue, seconded by Commissioner Kiger and unanimously carried, the Board adopted the proclamation by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole.

Proclamation No. 2020-16

**CABARRUS COUNTY CAREER DEVELOPMENT 2020
A PROCLAMATION**

WHEREAS, Career Development Coordinators in Career and Technical Education (CTE) programs in North Carolina's public schools are committed to helping students explore their potential in personal social development, educational achievement and lifelong learning, and career management within the National Career Development Guidelines Framework; and

WHEREAS, Career Development Coordinators provide the supporting materials to ensure our schools meet the national standards and competencies established by the National Career Development Association; and

WHEREAS, Career Development Coordinators support the mission of North Carolina's CTE programs by providing community resources and services that help students succeed in life, college and/or careers, citizen readiness, and as productive members of society; and

WHEREAS, Career Development Coordinators assist students with career planning and empower students to make informed decisions regarding their post-high school plans, which may include immediate employment in a civilian or military occupation, or further education at a vocational program, community college, or university; and

WHEREAS, Career Development Coordinators support the work of Career and Technical Education Organizations, extending student learning based on instructional competencies; career development education can contribute to increased attendance, raise achievement, and improve graduation rates; and

WHEREAS, Career Development Coordinators assist students in understanding the 16 Career Clusters in the National Career Clusters Framework, representing 79 Career Pathways to success in college, career, and citizen readiness; through career development education, CTE students gain the critical thinking, creativity, problem solving, leadership, and essential employability skills necessary to thrive in the modern business world and contribute to the vitality of our state and nation;

NOW, THEREFORE, BE IT PROCLAIMED, that the Cabarrus County Board of Commissioners do hereby recognize November, 2020, as CAREER DEVELOPMENT MONTH, November 16-20, 2020 as CAREER DEVELOPMENT WEEK, and November 18, 2020 as CAREER DEVELOPMENT COORDINATOR DAY in Cabarrus County, and commend its observance to all citizens.

ADOPTED this 16th day of November, 2020.

/s/ Stephen M. Morris
Stephen M. Morris, Chairman
Cabarrus County Board of Commissioners

(C-3) Proclamation - World Polio Day

Chairman Morris read the proclamation aloud.

UPON MOTION of Vice Chairman Honeycutt, seconded by Commissioner Shue and unanimously carried, the Board adopted the proclamation by the following vote:

Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole.

Proclamation No. 2020-17

Rotary International Proclamation

WHEREAS, Rotary is a global network of neighbors, friends, leaders, and problem-solvers who unite and take action to create lasting change in communities across the globe; and

WHEREAS, the Rotary motto, Service Above Self, inspires members to provide humanitarian service, follow high ethical standards, and promote goodwill and peace in the world; and

WHEREAS, Rotary in 1985 launched PolioPlus and in 1988 helped establish the Global Polio Eradication Initiative, which today includes the World Health Organization, U.S. Centers for Disease Control and Prevention, UNICEF, and the Bill & Melinda Gates Foundation, and Gavi, the Vaccine Alliance, to immunize the children of the world against polio; and

WHEREAS, polio cases have dropped by 99.9 percent since 1988 and the world stands on the threshold of eradicating the disease; and

WHEREAS, to date, Rotary has contributed more than US\$2.1 billion and countless volunteer hours to protecting more than 2.5 billion children in 122 countries; and

WHEREAS, Rotary is working to raise an additional \$50 million per year, which would be leveraged for maximum impact by an additional \$100 million annually from the Bill & Melinda Gates Foundation; and

WHEREAS, these efforts are providing much-needed operational support, medical staff, laboratory equipment, and educational materials for health workers and parents; and

WHEREAS, in addition, Rotary has played a major role in decisions by donor governments to contribute more than \$10 billion to the effort; and

WHEREAS, there are over 1.2 million Rotary members in more than 35,000 clubs throughout the world that sponsor service projects to address such critical issues as poverty, disease, hunger, illiteracy, and the environment in their local communities and abroad;

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Commissioners for Cabarrus County, do hereby proclaim November 24, 2020 as World Polio Day in Cabarrus County and encourage all citizens to join us and Rotary International in the fight for a polio-free world.

ADOPTED this 16th day of November, 2020.

/s/ Stephen M. Morris
Stephen M. Morris, Chairman
Cabarrus County Board of Commissioners

(D) INFORMAL COMMENTS

Chairman Morris opened the meeting for Informal Public Comments at 6:55 p.m. Chairman Morris stated there was no one present in the Board of Commissioners Meeting Room and asked Lauren Linker, Clerk to the Board, if any written comments had been submitted or if anyone was waiting on the phone to present a comment.

Ms. Linker stated no written comments were submitted and there was no one on the phone.

There were no comments, nor anyone present via telephone or in person to address the Board; therefore, Chairman Morris closed that portion of the meeting.

(E) OLD BUSINESS

None.

(F) CONSENT

(F-1) Active Living and Parks - FY21 Matching Incentive Grants - Second Round

Active Living and Parks has a Matching Incentive Grant Program that provides seed money for civic, community and school groups to construct, improve or acquire recreational/park facilities in Cabarrus County. The grants fund up to 50 percent of a project.

On October 15, 2020, the Active Living and Parks Commission reviewed a matching grant request from Cabarrus Council on Aging totaling \$8,000. This project would enhance the overall esthetics of the Concord Senior Center providing a welcoming/inviting face to the community. Renovating the landscaping around the outdoor recreation areas and senior center will also increase biodiversity through enhanced habitats with native species. The Commission unanimously recommended awarding the project in full.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board approved the budget amendment and the FY21 Matching Incentive Grant second round project as recommended by the Active Living and Parks Commission by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole

Date:	11/16/2020	Amount:	16,000.00
Dept. Head:	Londa Strong	Department:	Active Living and Parks
<input type="checkbox"/> Internal Transfer Within Department		<input type="checkbox"/> Transfer Between Departments/Funds	
		<input checked="" type="checkbox"/> Supplemental Request	

MIG FY 21 Council on Aging- CSC Beautification							
Fund	Indicator	Department/ Object/Project	Account Name	Approved Budget	Increase Amount	Decrease Amount	Revised Budget
001	6	8140-6813-0078	Matching Grants Revenue-Cabarrus County Council on Aging	-	8,000.00		8,000.00
001	9	8140-9831-0078	Matching Grants-Cabarrus County Council on Aging	-	16,000.00		16,000.00
001	6	8140-6813-0154	Matching Grants Revenue-Unassigned Funds	24,300.00		8,000.00	16,300.00
001	9	8140-9831-0154	Matching Grants-Unassigned Funds	48,600.00		16,000.00	32,600.00

(F-2) Appointments - Cabarrus County Senior Centers Advisory Council

The terms of appointment on the Cabarrus County Senior Centers Advisory Council for Myra Baumgardner, Elizabeth Bennett, Ted Drain and Ronnie Tucker end December 31, 2020. All have agreed to be considered to serve another term.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board reappointed Myra Baumgardner, Elizabeth Bennett, Ted Drain and Ronnie Tucker to the Cabarrus County Senior Centers Advisory Council for three-year terms ending December 31, 2023 by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole.

(F-3) County Manager - Ad Hoc Modification to the Central Area Plan Interlocal Agreement

The City of Concord and Cabarrus County entered a Central Area Plan Interlocal agreement that limits utility extensions on that plan area. The proposed agreement is to permit two lots off Westview Road to connect to public water.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board approved the ad hoc modification between Cabarrus County and the City of Concord; and authorized the County Manager to execute the modification on behalf of Cabarrus County, subject to review or revisions by the County Attorney by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole.

(F-4) County Manager - Cabarrus County Schools Student Device Lease Agreement

In March 2020, Cabarrus County Schools became a "1-to-1" school district overnight. "1-to-1" means that each student in the district is assigned a computer (device) for personal learning. Students carry the device with them throughout the school day and take it home with them to complete assignments and to connect to class virtually.

Cabarrus County Schools would like to add an additional 4-year lease agreement for approximately 13,000 devices. The annual cost would be \$1 million.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board approved the budget amendment and updated County Capital Project Ordinance for the Frank Liske Park Barn and Silo replacement project by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole.

Date:11/16/2020

Amount:934,424.00

Dept. Head: Susan Fearrington (Prepared by Sarah Chesley)

Department: Finance - County Capital Projects and Fund 600

☐ Internal Transfer Within Department

☐ Transfer Between Departments/Funds

☒ Supplemental Request

This budget amendment recognizes insurance proceeds from the fire that destroyed Frank Liske Barn. It also moves funds to the County Capital Project fund for future barn replacement.

Fund	Indicator	Department/ Object/ Project	Account Name	Approved Budget	Increase Amount	Decrease Amount	Revised Budget
380	6	8140-6931-BARN	Contribution from Internal Service Fund	131,001.00	934,424.00		1,065,425.00
380	9	8140-9607-BARN	Architect - Barn	100,000.00	300,000.00		400,000.00
380	9	8140-9820-BARN	Construction		634,424.00		634,424.00
							0.00
600	9	1919-9708	Contribution to Capital Project Fund	131,001.00	934,424.00		1,065,425.00
600	6	1919-6804	Insurance Funds	20,000.00	934,424.00		954,424.00

Ordinance No. 2020-40

CABARRUS COUNTY
COUNTY CAPITAL PROJECTS
BUDGET ORDINANCE

BE IT ORDAINED by the Board of Commissioners of Cabarrus County, North Carolina that, Pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is hereby adopted:

Section I.

- A. The project authorized is for the construction and renovations of County Facilities. Details of the project are listed in section C. of this Project Ordinance.
- B. The officers of this unit are hereby directed to proceed with this capital project within the terms of the Generally Accepted Accounting Principles (GAAP) and the budget contained herein.

It is estimated that the following revenues will be available to complete capital projects as listed.

Debt Proceeds 2020 Draw Note	\$ 77,592,977
Debt Proceeds 2022 Draw Note	46,478,143
Contributions from Capital Projects Fund	25,017,039
Contribution from General Fund	7,358,029
Contribution from Capital Reserve Fund	3,643,337
Contribution from Internal Service Fund	1,065,425
TOTAL REVENUES	\$161,154,950

- C. The following appropriations are made as listed.

Courthouse Site Enabling Construction & Renovation	\$132,211,360
Governmental Center Skylight & Roof Replacement	2,577,722
Contribution to Capital Reserve (Reimb for Skylight Project)	2,085,000
Artificial Turf Fields	4,401,748
Frank Liske Barn Replacement	1,065,425
Legal / Closing Expenses	952,508
Governmental Center Parking Deck Sealing	350,000
Operations Center Renovations	4,918,787
Fiber Infrastructure Improvement	420,000
Jail Annex HVAC Replacement	240,000
Sheriff Training & Firing Range Renovations	1,900,000
Human Services HVAC	180,000
Frank Liske Park ADA Renovations	1,100,000
Frank Liske Park Water Line	780,000
Frank Liske Park Playground Replacement	120,000
Camp Spencer Vending & Archery Building	625,000
West Cabarrus Library & Senior Center	2,400,000
Deferred Maintenance Projects	2,157,400

EMS Headquarters	2,670,000
TOTAL EXPENDITURES	\$161,154,950
GRAND TOTAL - REVENUES	\$161,154,950
GRAND TOTAL - EXPENDITURES	\$161,154,950

Section II.

- A. Special appropriations to non-profit organizations shall be distributed after the execution of an agreement which ensures that all County funds are used for statutorily permissible public purposes.
- B. The County Manager or designee is hereby authorized to transfer appropriations within or between funds, or modify revenue and expenditure projections as contained herein under the following conditions:
 1. The Manager may transfer amounts between objects of expenditure and revenues within a function without limitation.
 2. The County Manager may transfer amounts up to \$500,000 between functions of the same fund.
 3. The County Manager may transfer amounts between contingency funds which are set aside for a specific project for budgetary shortfalls or upon the appropriate approval of a change order.
 4. The County Manager is authorized to transfer funds from the General Fund or Capital Reserve Fund to the appropriate fund for projects approved within the Capital Improvement Plan for the current fiscal year.
 5. Upon notification of funding increases or decreases to existing grants or revenues, or the award of grants or revenues, the Manager or designee may adjust budgets to match, including grants that require a County match for which funds are available.
 6. The Manager or designee may adjust debt financing from estimated projections to actual funds received.
 7. The County Manager may enter into and execute change orders or amendments to construction contracts in amounts less than \$90,000 when the appropriate annual budget or capital project ordinance contains sufficient appropriated but unencumbered funds.
 8. The County Manager may award and execute contracts which are not required to be bid or which G.S. 143-131 allows to be let on informal bids so long as the annual budget or appropriate capital project ordinance contains sufficient appropriated but unencumbered funds for such purposes.
 9. The County Manager may execute contracts with outside agencies to properly document budgeted appropriations to such agencies where G.S. 153 A-248(b), 259, 449 and any similar statutes require such contracts.
 10. The County Manager may reject formal bids when deemed appropriate and in the best interest of Cabarrus County pursuant to G.S. 143-129(a).
 11. The County Manager may reduce revenue projections consistent with prevailing economic conditions, and also reduce expenditures correspondingly.

Section III.

This ordinance and the budget documents shall be the basis of the financial plan for the County of Cabarrus.

- a. The Finance Director is hereby directed to maintain within the Capital Project Fund sufficient detailed accounting records to satisfy the requirements of the law.
- b. The Finance Director is directed to report, at the request of the Board, on the financial status of each project element in Section I

and on the total revenues received or claimed.

- c. Copies of this capital project ordinance shall be furnished to the Clerk to the governing Board, and to the Finance Director for direction in carrying out this project.
- d. At the completion of a construction project, all unrestricted excess funds are transferred to the General Fund and the portion of the Capital Project associated with the project is closed.

Adopted this 16th day of November, 2020.

CABARRUS COUNTY BOARD OF COMMISSIONERS

BY: /s/ Stephen M. Morris
Stephen M. Morris, Chairman

ATTEST:

/s/ Lauren Linker
Clerk to the Board

(F-8) Infrastructure and Asset Management - Offer for Purchase of Surplus Property

PIN #: 56410019790000 is a property that is listed as a county asset and has been on the books since 1965. It is a vacant .21-acre tract in a residential subdivision, originally intended to be a ROW (right-of-way). We have recently received an offer to purchase from Mark McCormick for \$1,800. The deposit check has been received and transferred to the Finance Department.

A notice for upset bid was published required by G.S. 160A-269 and no other bids were received. The county is now authorized under North Carolina General Statute to accept the offer if they choose to do so.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board accepted the bid from Mr. McCormick and authorized the County Manager to execute disposition of surplus property on behalf of Cabarrus County, subject to review or revisions by the County Attorney by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole.

(F-9) Planning and Development Department - Planning and Zoning Fee Schedule Update

Staff requested that a fee adjustment be considered by the Board of Commissioners for the zoning portion of soil suitability analysis applications. The current fee is \$40.00.

Staff also requested that two new fees be added to the Planning and Zoning Fee Schedule. These fees are for Temporary Health Care Structures.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board amended the Planning and Zoning Fee Schedule as follows: Increase the Soil Suitability Analysis Fee to \$100.00, add Temporary Health Care Structure Permit Fee of \$75.00, and add Temporary Health Care Structure Renewal Fee of \$25.00, by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole.

(F-10) Register of Deeds - Refund of Excise Tax

The Harvey and Vallini law firm recorded a special warranty deed in Cabarrus County which should have been recorded in Union County. The deed was recorded here September 1, 2020 in deed book 14463 at page 270. Excise tax in the amount of \$621.00 was paid. Subsequently, said law firm recorded a corrective affidavit of error in book 14566 at page 329. Said firm is now requesting a refund of overpayment of excise tax in the sum of \$621.00.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board, in compliance with NCGS 105-228.37, authorized a refund to the Harvey and Vallini law firm in the amount of \$621.00 by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole.

(F-11) Sheriff's Office - Request to Award a Service Weapon to Deputy Daniel Barrier Upon Retirement

Deputy Barrier retired from the Cabarrus County Sheriff's Office on September 31, 2020. Pursuant to N.C.G.S. 20-187.2, it is requested that Deputy Barrier's service weapon (Sig Sauer P320 .40 cal serial # 58C352024), be declared surplus property and awarded to him for a price of \$1.00.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board declared a service weapon (Sig Sauer P320 .40 cal Serial # 58C352024) as surplus property and awarded it to Deputy Barrier for the price of \$1.00 by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole.

(F-12) Sheriff's Office - Request to Award a Service Weapon to Deputy Jody Smith Upon Retirement

Deputy Jody Smith will retire from the Cabarrus County Sheriff's Office on December 1, 2020. Pursuant to NCGS 20-187.2, it is requested that Deputy Smith's service weapon (Sig Sauer P320 .40 cal Serial # 58C351899) be declared surplus property and awarded to him for the price of \$1.00 upon his retirement.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board declared a service weapon (Sig Sauer P320 .40 cal Serial # 58C351899) as surplus property and awarded it to Deputy Smith for the price of \$1.00 upon his retirement by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole.

(F-13) Sheriff's Office - Request to Award a Service Weapon to Lieutenant David Allred Upon Retirement

Lieutenant David Allred will retire from the Cabarrus County Sheriff's Office on December 1, 2020. Pursuant to NCGS 20-187.2, it is requested that Lieutenant Allred's service weapon (Sig-Sauer P320C, Serial Number 58C351847) be declared surplus property and awarded to him for the price of \$1.00 upon his retirement.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board declared a service weapon (Sig-Sauer P320C, Serial Number 58C351847) as surplus property and awarded it to Lieutenant Allred for the price of \$1.00 upon his retirement by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole.

(F-14) Tax Administration - Refund and Release Reports - October 2020

The Release Report contains taxpayers' names, bill numbers, valuations, tax amounts, along with the justifications for releasing the valuation/tax amounts for outstanding levies in accordance with N.C.G.S. 105-381. The Refund Report is a summary sheet which lists data from each refund request form, along with the justification for the refunds to the taxpayers in accordance with N.C.G.S. 105-381.

Note: Due to the transition of motor vehicles onto the new North Carolina Vehicle Tax System (NCVTS), motor vehicle-related refunds and releases will begin to be displayed on the new report generated by NCVTS.

UPON MOTION of Commissioner Kiger, seconded by Vice Chairman Honeycutt and unanimously carried, the Board approved the October 2020 Refund and Release Reports as submitted, including the NCVTS Refund Report, and granted authority to the Tax Collector to process the refunds and releases by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole. The report is hereby incorporated into the minutes by reference and is on file with the Clerk to the Board.

(G) NEW BUSINESS**(G-1) DHS - Transportation 5307 Grant - Public Hearing 6:30 p.m.**

Chairman Morris stated the 5307 Grant requires a public hearing. He asked if there were any questions for Bob Bushey, Transportation Manager. There were none.

Chairman Morris opened the public hearing at 6:56 p.m. The Public Hearing Notice was published on November 4, 2020 in *The Independent Tribune* in English and Spanish. The public hearing notice was also posted on the County's website (www.cabarruscounty.us) on November 4, 2020 in accordance with Article 2, Administration, Section 2.1 (Use of Electronic Means to Provide Public Notices) of the Cabarrus County Code of Ordinances.

Chairman Morris asked Lauren Linker, Clerk to the Board, if any written comments had been submitted, if anyone was waiting on the phone or present in the Board of Commissioners Chambers to present a comment. Ms. Linker stated no written comments were submitted, no one was present in the Board of Commissioners Chambers and there was no one on the phone.

There were no comments, no one in person nor any comments via the phone on this matter; therefore, Chairman Morris closed the public hearing.

UPON MOTION of Commissioner Shue, seconded by Vice Chairman Honeycutt and unanimously carried, the Board approved an application for 5307 funds and adopted the related resolution, made now, but to go into effect after the required 24-hour period and with any additional comments reviewed by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole.

Note: There were no comments received during the 24-hour period following the public hearing.

Resolution No. 2020-25

PUBLIC TRANSPORTATION PROGRAM RESOLUTION
FY 2022 RESOLUTION

Section 5311 (including ADTAP), 5310, 5339, 5307 and applicable State funding, or combination thereof.

Applicant seeking permission to apply for Public Transportation Program funding, enter into agreement with the North Carolina Department of Transportation, provide the necessary assurances and the required local match.

A motion was made by Commissioner Lynn W. Shue and seconded by Vice Chairman Diane R. Honeycutt for the adoption of the following resolution, and upon being put to a vote was duly adopted.

WHEREAS, Article 2B of Chapter 136 of the North Carolina General Statutes and the Governor of North Carolina have designated the North Carolina Department of Transportation (NCDOT) as the agency responsible for administering federal and state public transportation funds; and

WHEREAS, the North Carolina Department of Transportation will apply for a grant from the US Department of Transportation, Federal Transit Administration and receives funds from the North Carolina General Assembly to provide assistance for rural public transportation projects; and

WHEREAS, the purpose of these transportation funds is to provide grant monies to local agencies for the provision of rural, small urban, and urban public transportation services consistent with the policy requirements of each funding source for planning, community and agency involvement, service design, service alternatives, training and conference participation, reporting and other requirements (drug and alcohol testing policy and program, disadvantaged business enterprise program, and fully allocated costs analysis); and

WHEREAS, the funds applied for may be Administrative, Operating, Planning, or Capital funds and will have different percentages of federal, state, and local funds.

WHEREAS, non-Community Transportation applicants may apply for funding for "purchase-of-service" projects under the Capital budget Section 5310 program.

WHEREAS, Cabarrus County hereby assures and certifies that it will provide the required local matching funds; that its staff has the technical capacity to implement and manage the project(s), prepare required reports, obtain required training, attend meetings and conferences; and agrees to comply with the federal and state statutes, regulations, executive orders, Section 5333 (b) Warranty, and all administrative requirements related to the applications made to and grants received from the Federal Transit

Administration, as well as the provisions of Section 1001 of Title 18, U. S. C.

WHEREAS, the applicant has or will provide all annual certifications and assurances to the State of North Carolina required for the project;

NOW, THEREFORE, be it resolved that the County Manager of Cabarrus County is hereby authorized to submit grant application (s) for federal and state funding in response to NCDOT's calls for projects, make the necessary assurances and certifications and be empowered to enter into an agreement with the NCDOT to provide rural, small urban, and urban public transportation services.

(G-2) DHS - Transportation FY22 Community Transportation Administrative Grant - Public Hearing 6:30 p.m.

Chairman Morris stated the FY22 Community Transportation Administrative Grant requires a public hearing. He asked if there were any questions for Bob Bushey, Transportation Manager. There were none. For the viewing public, Chairman Morris advised these grants were discussed previously at the work session.

Chairman Morris opened the public hearing at 6:58 p.m. The Public Hearing Notice was published on November 4, 2020 in *The Independent Tribune* in English and Spanish. The public hearing notice was also posted on the County's website (www.cabarruscounty.us) on November 4, 2020 in accordance with Article 2, Administration, Section 2.1 (Use of Electronic Means to Provide Public Notices) of the Cabarrus County Code of Ordinances.

Chairman Morris asked Lauren Linker, Clerk to the Board, if any written comments had been submitted, if anyone was waiting on the phone or present in the Board of Commissioners Chambers to present a comment. Ms. Linker stated no written comments were submitted, no one was present in the Board of Commissioners Chambers and there was no one on the phone.

There were no comments, no one in person nor any comments via the phone on this matter; therefore, Chairman Morris closed the public hearing.

UPON MOTION of Commissioner Kiger, seconded by Commissioner Shue and unanimously carried, the Board accepted the FY22 Community Transportation Administrative Grant and adopted the related resolution, made now, but to go into effect after the required 24-hour period and with any additional comments reviewed by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole.

Note: There were no comments received during the 24-hour period following the public hearing.

Resolution No. 2020-26

**PUBLIC TRANSPORTATION PROGRAM RESOLUTION
FY 2022 RESOLUTION**

Section 5311 (including ADTAP), 5310, 5339, 5307 and applicable State funding, or combination thereof.

Applicant seeking permission to apply for Public Transportation Program funding, enter into agreement with the North Carolina Department of Transportation, provide the necessary assurances and the required local match.

A motion was made by Commissioner F. Blake Kiger and seconded by Commissioner Lynn W. Shue for the adoption of the following resolution, and upon being put to a vote was duly adopted.

WHEREAS, Article 2B of Chapter 136 of the North Carolina General Statutes and the Governor of North Carolina have designated the North Carolina Department of Transportation (NCDOT) as the agency responsible for administering federal and state public transportation funds; and

WHEREAS, the North Carolina Department of Transportation will apply for a grant from the US Department of Transportation, Federal Transit Administration and receives funds from the North Carolina General Assembly to provide assistance for rural public transportation projects; and

WHEREAS, the purpose of these transportation funds is to provide grant monies to local agencies for the provision of rural, small urban, and

urban public transportation services consistent with the policy requirements of each funding source for planning, community and agency involvement, service design, service alternatives, training and conference participation, reporting and other requirements (drug and alcohol testing policy and program, disadvantaged business enterprise program, and fully allocated costs analysis); and

WHEREAS, the funds applied for may be Administrative, Operating, Planning, or Capital funds and will have different percentages of federal, state, and local funds.

WHEREAS, non-Community Transportation applicants may apply for funding for "purchase-of-service" projects under the Capital budget Section 5310 program.

WHEREAS, Cabarrus County hereby assures and certifies that it will provide the required local matching funds; that its staff has the technical capacity to implement and manage the project(s), prepare required reports, obtain required training, attend meetings and conferences; and agrees to comply with the federal and state statutes, regulations, executive orders, Section 5333 (b) Warranty, and all administrative requirements related to the applications made to and grants received from the Federal Transit Administration, as well as the provisions of Section 1001 of Title 18, U. S. C.

WHEREAS, the applicant has or will provide all annual certifications and assurances to the State of North Carolina required for the project;

NOW, THEREFORE, be it resolved that the County Manager of Cabarrus County is hereby authorized to submit grant application (s) for federal and state funding in response to NCDOT's calls for projects, make the necessary assurances and certifications and be empowered to enter into an agreement with the NCDOT to provide rural, small urban, and urban public transportation services.

(G-3) DHS - Transportation FY22 Community Transportation Capital Grant - Public Hearing 6:30 p.m.

Chairman Morris stated the FY22 Community Transportation Capital Grant requires a public hearing. He asked if there were any questions for Bob Bushey, Transportation Manager. There were none.

Chairman Morris opened the public hearing at 7:00 p.m. The Public Hearing Notice was published on November 4, 2020 in *The Independent Tribune* in English and Spanish. The public hearing notice was also posted on the County's website (www.cabarruscounty.us) on November 4, 2020 in accordance with Article 2, Administration, Section 2.1 (Use of Electronic Means to Provide Public Notices) of the Cabarrus County Code of Ordinances.

Chairman Morris asked Lauren Linker, Clerk to the Board, if any written comments had been submitted, if anyone was waiting on the phone or present in the Board of Commissioners Chambers to present a comment. Ms. Linker stated no written comments were submitted, no one was present in the Board of Commissioners Chambers and there was no one on the phone.

There were no comments, no one in person nor any comments via the phone on this matter; therefore, Chairman Morris closed the public hearing.

Vice Chairman Honeycutt **MOVED** to accept the FY22 5311 Community Capital Grant and to adopt the related resolution. Commissioner Shue seconded the motion.

Commissioner Shue thanked Mr. Bushey for his efforts in securing these grants for the County and commended him for his work in the Transportation Department.

Chairman Morris, as Board member on the Transportation Advisory Board, reiterated Commissioner Shue's comments commending Mr. Bushey and the excellent job of the Transportation Department staff in serving the community.

The **MOTION** unanimously carried, made now, but to go into effect after the required 24-hour period and with any additional comments reviewed by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole.

Note: There were no comments received during the 24-hour period following the public hearing.

Resolution No. 2020-27

PUBLIC TRANSPORTATION PROGRAM RESOLUTION
FY 2022 RESOLUTION

Section 5311 (including ADTAP), 5310, 5339, 5307 and applicable State funding, or combination thereof.

Applicant seeking permission to apply for Public Transportation Program funding, enter into agreement with the North Carolina Department of Transportation, provide the necessary assurances and the required local match.

A motion was made by Vice Chairman Diane R. Honeycutt and seconded by Commissioner Lynn W. Shue for the adoption of the following resolution, and upon being put to a vote was duly adopted.

WHEREAS, Article 2B of Chapter 136 of the North Carolina General Statutes and the Governor of North Carolina have designated the North Carolina Department of Transportation (NCDOT) as the agency responsible for administering federal and state public transportation funds; and

WHEREAS, the North Carolina Department of Transportation will apply for a grant from the US Department of Transportation, Federal Transit Administration and receives funds from the North Carolina General Assembly to provide assistance for rural public transportation projects; and

WHEREAS, the purpose of these transportation funds is to provide grant monies to local agencies for the provision of rural, small urban, and urban public transportation services consistent with the policy requirements of each funding source for planning, community and agency involvement, service design, service alternatives, training and conference participation, reporting and other requirements (drug and alcohol testing policy and program, disadvantaged business enterprise program, and fully allocated costs analysis); and

WHEREAS, the funds applied for may be Administrative, Operating, Planning, or Capital funds and will have different percentages of federal, state, and local funds.

WHEREAS, non-Community Transportation applicants may apply for funding for "purchase-of-service" projects under the Capital budget Section 5310 program.

WHEREAS, Cabarrus County hereby assures and certifies that it will provide the required local matching funds; that its staff has the technical capacity to implement and manage the project(s), prepare required reports, obtain required training, attend meetings and conferences; and agrees to comply with the federal and state statutes, regulations, executive orders, Section 5333 (b) Warranty, and all administrative requirements related to the applications made to and grants received from the Federal Transit Administration, as well as the provisions of Section 1001 of Title 18, U. S. C.

WHEREAS, the applicant has or will provide all annual certifications and assurances to the State of North Carolina required for the project;

NOW, THEREFORE, be it resolved that the County Manager of Cabarrus County is hereby authorized to submit grant application (s) for federal and state funding in response to NCDOT's calls for projects, make the necessary assurances and certifications and be empowered to enter into an agreement with the NCDOT to provide rural, small urban, and urban public transportation services.

(G-4) BOC - Resolution Amending the Board of Commissioners' 2020 Meeting Schedule

Chairman Morris announced, due to Covid-19, there will not be an in-person swearing in ceremony and reception. Additionally, the Organizational Meeting and the Work Session will be held virtually beginning at 4:00 p.m. He advised a resolution amending the Board of Commissioners' 2020 Meeting Schedule is required to make these changes.

UPON MOTION of Vice Chairman Honeycutt, seconded by Commissioner Shue and unanimously carried, the Board adopted the resolution by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole.

Resolution No. 2020-28

Resolution Amending the
Cabarrus County Board of Commissioners'
2020 Meeting Schedule

WHEREAS, on December 16, 2019, the Cabarrus County Board of Commissioners adopted a meeting schedule for calendar year 2020, which sets forth the dates, times and locations of various official county meetings; and

WHEREAS, on the first Monday in December of even numbered years, it is customary for the Board to hold a reception and swearing-in ceremony at the Governmental Center honoring incoming and outgoing elected officials prior to the commencement of the organizational meeting; and

WHEREAS, the organizational meeting was scheduled to be held in the Board of Commissioners' Meeting Room and begin at 6:00 p.m.; and

WHEREAS, the December agenda work session was scheduled to be held in the Board of Commissioners' Meeting Room and to commence upon the conclusion of the organizational meeting (on or about 6:15 p.m.).

WHEREAS, due to COVID-19, there will not be a public swearing-in ceremony and Cabarrus County Board of Commissioners' 2020 meetings scheduled in Cabarrus County, Concord, North Carolina, will continue to be conducted remotely in a virtual setting until further notice, as allowed by the Board's Remote Participation Policy during the COVID-19 state of emergency.

NOW, THEREFORE BE IT RESOLVED that the Cabarrus County Board of Commissioners hereby amends its 2020 Meeting Schedule as follows:

1. The Board of Commissioners will hold the organizational meeting virtually at 4:00 p.m. on December 7, 2020.
2. The December work session will also be held virtually and will commence upon the conclusion of the organizational meeting (on or about 4:15 p.m.).

ADOPTED this 16th day of November, 2020.

/s/ Stephen M. Morris
Stephen M. Morris, Chairman
Cabarrus County Board of Commissioners

ATTEST:

/s/ Lauren Linker
Lauren Linker, Clerk to the Board

(H) REPORTS

(H-1) BOC - Receive Updates from Commission Members Who Serve as Liaisons to Municipalities or on Various Boards/Committees

Vice Chairman Honeycutt, Liaison to the Active Living and Parks Commission, reported the Concord Senior Center reopened on a limited basis on November 2, 2020, weekdays. Reservations are required for the fitness area and advance registration for programs is required due to a limited number of participants. Virtual and on-line classes continue for the chronic disease management programs. The Mount Pleasant Senior Center remains closed.

Additionally, the Senior Centers reported over \$27,000 of CARES Act funds were received through the North Carolina Division of Aging and Adult Services. To date, touchless hand sanitizer stations, face masks, stylus pens and electrostatic sprayers have been purchased for use upon reopening.

(H-2) Board of Commissioners - Request for Applications for County Boards/Committees

Applications are being accepted for the following County Boards/Committees:

- Adult Care Home Community Advisory Committee - 7 Vacant Positions
- Concord Planning and Zoning Commission (ETJ) - 1 Vacant Position
- Early Childhood Task Force Advisory Board - 6 Vacant Positions
- Harrisburg Fire Advisory Board (ETJ) - 1 Vacant Position
- Human Services Advisory Board - 2 Positions Expiring Soon
- Juvenile Crime Prevention Council - 3 Vacant Positions
- Mental Health Advisory Board - 8 Positions Expiring Soon
- Nursing Home Community Advisory Committee - 8 Vacant Positions
- Region F Aging Advisory Committee - 1 Vacant Position
- Transportation Advisory Board - 3 Vacant Positions (Clergy, Midland, NC Mental Health)
- Youth Commission - 6 Vacant Positions (A.L. Brown, Hickory Ridge, Jay M. Robinson, and At-Large High Schools)

Chairman Morris urged citizens to consider participating on a Board or Committee.

(H-3) County Manager - Monthly Building Activity Reports

The Board received the Cabarrus County Construction Standards Dodge Report for October 2020 and the Cabarrus County Commercial Building Plan Review Summary for October 2020 for informational purposes. No action was required of the Board.

(H-4) County Manager - Monthly New Development Report

The Board received the monthly new development report for informational purposes. No action was required of the Board.

(H-5) Economic Development Corporation - October 2020 Monthly Summary Report

The Board received the Cabarrus Economic Development Corporation (EDC) monthly report for the month of October 2020 for informational purposes. No action was required of the Board.

(H-6) Finance - Monthly Financial Update

The Board received the monthly financial update report for informational purposes. No action was required of the Board.

(I) GENERAL COMMENTS BY BOARD MEMBERS

Commissioner Kiger expressed appreciation to Commissioner Poole and thanked her for her many years of work and dedication to Cabarrus County and its residents.

Commissioner Shue also expressed appreciation to Commissioner Poole and thanked her for her many years of work and dedication to Cabarrus County and its residents.

He also congratulated Chairman Morris on his re-election to the Board of thanked him for his dedication. Commissioner Shue also congratulated incoming Commissioner, Barbara Strang. Lastly, Commissioner Shue wished everyone a happy and safe Thanksgiving.

Vice Chairman Honeycutt expressed appreciation and thanked Commissioner Poole for her many years of service to Cabarrus County.

Chairman Morris expressed appreciation and thanked Commissioner Poole for her service.

He also spoke about the current status of Covid-19 in our community and reminded everyone to practice safety requirements.

Chairman Morris also invited everyone to join the virtual Cabarrus Holiday Celebration to be broadcast on November 20, 2020 at 7:00 p.m. The virtual celebration can be found on facebook.com/cabarrusvirtualholiday and on the County's YouTube channel. Later that night, it can be viewed on the Cabarrus Channel 22 and online at www.cabarruscounty.us/live.

Chairman Morris announced a new Out and About will air on Channel 22 following this meeting.

Mike Downs, County Manager, commented on the Veterans Day Virtual Parade at the Boys and Girls Club. He thanked everyone involved and recommended everyone view the video.

(J) WATER AND SEWER DISTRICT OF CABARRUS COUNTY

None.

(K) CLOSED SESSION

6.1 Closed Session - Pending Litigation and Personnel Matters

UPON MOTION of Vice Chairman Honeycutt, seconded by Commissioner Shue and unanimously carried, the Board moved to go into closed session to discuss matters related to pending litigation and personnel matters as authorized by NCGS 143-318.11(a)(3) and (6) by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole.

UPON MOTION of Commissioner Kiger, seconded by Commissioner Shue and unanimously carried, the Board moved to come out of closed session by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole.

(L) ADJOURN

UPON MOTION of Vice Chairman Honeycutt, seconded by Commissioner Shue and unanimously carried, the meeting adjourned at 7:50 p.m. by the following vote: Ayes: Chairman Morris, Vice Chairman Honeycutt, and Commissioners Kiger and Shue. Nays: None. Absent: Commissioner Poole.


Lauren Linker, Clerk to the Board

